

GAS METERS MAY SOON BE IN ALL YOUR HOMES

Articles of Association of the Honolulu Gas Co., Ltd., Filed Yesterday in Territorial Treasurer's Office--Capital Stock \$200,000.

Articles of association of the Honolulu Gas Company, Ltd., were filed with Territorial Treasurer Campbell yesterday. The parties at interest are Albert N. Campbell, Mrs. Emma A. Dimond (widow of W. W. Dimond, deceased), Emil Berndt, Wm. R. Castle, David L. Withington, Jas. F. Morgan and Fred. J. Lowrey.

The parties desiring to obtain the benefits of a certain act of the Legislature of the Territory of Hawaii, approved April 15, 1903, entitled "An Act to authorize W. W. Dimond, his associates, successors and assigns, to manufacture and supply fuel and illuminating gas and its by-products in Honolulu," which said act was modified, and as so modified, ratified, approved, confirmed and amended by an Act of the Congress of the United States of America, duly approved on April 21, 1904, have made and entered into the following articles of association:

The concern is to be called the "Honolulu Gas Company, Ltd." and is to have an existence of fifty years, with the principal offices in Honolulu.

The purposes of the company are to acquire and take over from the estate of W. W. Dimond, deceased, and his associates, the franchise, rights, etc., of the Act of the Legislature above referred to.

To manufacture, produce, generate or otherwise obtain fuel and illuminating gas and other substances from coal, crude oil, or other materials, and to deal in and with such gas and other substances, and to buy, sell and deal in and with gas and its by-products.

To acquire, construct, maintain and carry on works or systems of works for the manufacture, storage and supply of gas for any purpose whatsoever. To acquire manufactories, etc., for the manufacture and storage of gas and other fuel or illuminating substance, force or power, and in connection therewith to hold all such real estate and personal property as may be necessary. To acquire machinery, pipes, fixtures, stoves, lamps and all other implements necessary for use in connection with the gas product. To engage in the manufacture of any illuminating, heating or power producing force and to sell and distribute such substance, etc.

The capital stock is \$200,000, divided into 2000 shares of the value of \$100 each, with the privilege of extending the capital value not to exceed \$10,000,000.

The officers are Wm. R. Castle, president; Emil Berndt, secretary; A. N. Campbell, treasurer.

The subscribers with stock are: A. N. Campbell, trustee, 1993 shares of which 1243 are paid up; W. R. Castle, 1; E. A. Berndt, 1; F. J. Lowrey, 1; J. F. Morgan, 1; Emma E. Dimond, 1; D. L. Withington, 1; A. N. Campbell, 1.

One of the directors said last night:

"The list of subscribers does not disclose the ownership of the company as under the Hawaiian law all of the incorporations are required to sign the articles of incorporation, and as several of the capitalists interested are residents of the coast practically all the shares are subscribed in the name of A. N. Campbell as trustee. The majority of the stock is held by citizens of Honolulu and those interested who live outside of this city are all capitalists who have had more or less interest in Hawaiian investments.

"They include a member of one of the largest bond firms in the United States who will take the entire bond issue, two capitalists who have large interests in gas at different points of the coast and another connected with one of the largest banking institutions in San Francisco. Arrangements will be made to have one of the directors who has had long experience in gas plants go east with the company's engineer to make the necessary contracts for the plant.

"Mr. Campbell left yesterday on the Ventura for the coast to meet San Francisco capitalists who are interested in the company and make certain necessary arrangements. So far as financial arrangements are concerned, as was announced some time ago, they were successfully made by Mr. Shingle before his return to Honolulu. Mr. Campbell will now complete the organization of the company and make the necessary arrangements for the installation of the plant."

YET UNCERTAIN ABOUT COUNTY SUPERVISORS

(Continued from page 1.)

the press by Clerk Avery, was read as follows:

Office of John U. Smith, Attorney at Law, Financial Agent, Waianae and Pitman Streets, Hilo, Hawaii, July 28th, 1904.

Mr. T. McCants Stewart, Secretary of County Commission, Honolulu, Oahu.

Sir: In reply for your request for my views on County Government questions, will answer as follows:

1. Under the Organic Act, can a County Board of Supervisors be elected by the voters? Answer--It is doubtful.

2. If the Organic Act prohibit election, shall a County Act be drawn providing for the election of Supervisors by the voters and be submitted to Congress for ratification?

Answer--No. For the sake of legal safety, if for no other reasons, make the Board appointive, and let Congress alone if they will let us alone, and avoid further delay in the putting into effect local self-government.

The law should provide that no more than a majority of the board shall be of the same political faith. This would make it non-partisan, in a measure.

3. Shall a County Act be drawn carrying the Governor's right to appoint and Congress be requested to amend the Organic Act so that the voters may elect County Boards?

Answer as above.

4. Shall we base our county system permanently on the right of the Governor to appoint all county boards?

Ans.--Most assuredly. Why not? Permit me to further recommend that there be no county auditor, but that the Territorial Auditor, or his deputy, be required to visit each county three or four times each year to check up the books and that a new and effective system of Territorial bookkeeping be adopted.

That the expenses of Circuit Courts be made a Territorial charge, in order to guard their administration, so far as possible, from political control and turmoil.

That we recommend the immediate taking effect of the County Act. To begin with, let the Governor appoint the Boards of Supervisors and for the first year and until an election can be held let said supervisors appoint the other county officers. If county government is a good thing why not have it at the earliest possible moment, say April 1st, 1905?

Very respectfully,
JOHN U. SMITH.

W. H. SMITH WRITES.
A communication from W. H. Smith of Hilo, was also read as follows:

Hilo, Hawaii, July 28, 1904.
T. McCants Stewart, Esq., Secretary County Commission.

Dear Sir: Your communication of the 14th inst, enclosing questions relative to County Act, did not reach me until the 25th and since that date I have had little time to consider the same. Courtesy to the Commission as well as interest in good government require that I should at least express an opinion upon these matters, which I do as follows. You will doubtless find the ideas crude enough:

1. I think that Section 56 of the Organic Act must be read in the light of Section 80 relative to appointment of all boards of a public nature. The appointment at the present time of road

boards by the Superintendent of Public Works might seem to indicate that boards of a local public nature are not included within the meaning of Section 80, but it seems to me that such supposition is not proof that the law does not mean what it expressly says!

2. I do not feel that our County Act as a whole should be submitted to Congress for ratification. I doubt whether Congress would undertake the task of minute local legislation to that extent. It would certainly be slow in getting around to it.

3. I should answer this question in the affirmative. It has many advantages in its favor, some of which do not appear upon the surface, but which any one acquainted with the nature of our local electorate can readily appreciate. The short time I have before the mail leaves presents my going into the matter at length.

4. Most decidedly not. Such a system would practically leave the government as centralized as now, with local agents not answerable to the people and every inducement to serve their own ends in county affairs.

5. Yes, in so far as may be under the Organic Act. It is in these matters, it seems to me, that the real benefits of local self-government exist.

Yours very truly,
W. H. SMITH.

OPPOSES HILO OLIGARCHY.

T. J. Ryan of Mountain View presented his views on the County Act in the following letters:

Mountain View, Hawaii.
Hon. H. E. Cooper, Chairman County Commission, Honolulu, Hawaii.

Dear Sir: Please give notice to the County Commission that the proposition of making the Island of Hawaii one county will not be tolerated by the people generally of this island, the Hilo Board of Trade to the contrary notwithstanding.

Yours truly,
T. J. RYAN.

Mountain View, Hawaii,
July 27th, 1904.

Hon. T. McCants Stewart, member County Commission, Honolulu, Hawaii.

Dear Sir: I wish to inform you in time that the proposition of making the whole Island of Hawaii constitute one county will be fought to a finish here. The Hilo Board of Trade does not represent the people of this island and they will find it out very soon if they try any such selfish game. They have no reason for such an infernal propaganda and their sophistry will be aired up in good style.

I do not pretend to represent any one but myself but I know of too many that feel like I do about this matter to let two dozen selfish Hiloites operate a little oligarchy here. Three counties on this island would be more like common sense and not less than two will be tolerated.

Yours truly,
T. J. RYAN.

REVENUES OF THE ISLANDS.

Territorial Auditor Fisher's condensed report of the revenues of the various islands and the territory ending June 30, 1904, were read as follows:

Revenue for twelve months ending June 30th, 1904:

	Per cent
Kauai	\$ 182,804.57 7.62
Oahu	1,274,102.12 53.11
Mau	228,148.69 9.51
Hawaii	438,288.93 18.27
Territorial	275,650.81 11.49
	\$2,398,995.12

EMMELUTH MAKES SUGGESTION.

John Emmeluth communicated again with the County Act Commission as follows:

Honolulu, Aug. 2, 1904.
H. E. Cooper, Esq., Chairman Commission for Framing County Bill.

Sir: In conversation after adjournment of your last meeting, Mr. Watson of the Commission suggested the possibility of framing the County Act, providing for County Commissioners or Supervisors, without stating the method of their selection; then in a separate bill to be passed after the County Bill, provide for their election.

I would further suggest that if the Commission deem such a course desirable, then an early determination of the issue might be obtained by enjoining the Governor from ordering an election of County officers on the grounds that so far as Supervisors are concerned, the Governor has the power of appointment, and the decision of the Supreme Court would determine the matter with the least expense to the government treasury or delay to the inauguration of County Government.

I enclose provisions to be incorporated in the bill for granting franchises to be operated wholly within the County, also provision for initiative and referendum.

Again offering my services in any manner that may expedite your work and realize the hopes of the Americans in this Territory, I am

Yours truly,
JOHN EMMELUTH.

In all contracts to which the County is a party the following clause shall be inserted:

All parties to this contract and all workmen employed thereunder shall be citizens or eligible to become citizens of the United States.

Eight hours' actual labor shall constitute a day's work, whether under contract or otherwise.

Provision for penalty for violation of above.

Any franchise to be operated wholly within the County may be granted by the Board of Supervisors upon ratification of same by a majority of the voters of the County at any regular or special election. The proposed franchise shall be published for thirty days prior to the date set for voting on the same and shall contain provisions as follows:

4. For the submission to and ratification by the Board of Supervisors of the plans, specifications and contracts relative to installations under the franchise.

5. For the acquiring of such plant by the County upon six months' notice of intention so to do and the payment of the amount of sinking fund lawfully remaining unpaid on date of transfer.

6. For the employment of labor on the construction, maintenance and operation of the plant and improvements contemplated by such franchise under like conditions as provided herein for government employees.

7. For the reversion to the County of all property of the company operating under a franchise used in operating thereunder upon completion of the term for which the same was granted.

Five per cent of the voters of the County may, by petition in like manner as for nomination of candidates for office, lodged with the County Clerk, initiate any legislation affecting only the county or its subdivisions, and in like manner twenty per cent of the voters may demand a referendum of any legislation affecting the interests of the County or its residents. A majority of all the votes cast shall determine the question submitted to a vote.

TURRILL AS PEDAGOGUE.

Fred Turrill, chairman of the Democratic Committee, who was present, was asked if he had any views to present on the proposed Act. He announced that he was armed only with the Organic Act and "Brother Stewart's Overture," being all the data he could find on the subject. Mr. Stewart remarked that both the Advertiser and Bulletin each week contained a liberal amount of matter devoted to the Commission's work, and both papers were, in this way, educating the people in county government matters.

"The ground floor of Democracy is government by the people, of the people and for the people," began Mr. Turrill. "I am sincerely in favor of county government. I think this Act (Organic) gives the right to have county government. I think that when Congress gives an Act it knows what it is doing. I think section 80 is the stumbling block in this matter. Congress has framed an act of government. Every word is meant so that I can read and comprehend it. The Legislature may create counties here and provide for their government. That's plain to me. The Czar does not appoint the poundmaster. I am like an eight-day clock--when I'm wound up I don't stop. Have you any questions to ask of me--that's why I'm here?"

This last interjection came like the discharge of a rapid fire gun. No questions being asked the speaker went on giving some offhand views on the Organic Act and county government. He said he was speaking only as an ordinary citizen. Then he turned questioner. He told first of having been a grand juror with the Attorney-General in conference with that body. They had "a lot of chewed up paper they called che fa tickets and a bottle of beer which the High Sheriff said was an exhibit."

"Who appointed Lorin Andrews the attorney-general?" he asked sharply of Mr. Stewart.

The commissioners were amused at the prospect of being school children pro tem with Mr. Turrill as the pedagogue. Finally Mr. Stewart answered: "The Governor."

"Mr. Crabbe, 'who appointed him?'" "The Governor, I think."

"Mr. Watson, who appointed the Territorial officers?"

The commissioners entered into the spirit of fun and Mr. Watson answered: "The Governor, I presume."

"Any more questions, gentlemen?" asked Turrill again. More smiles.

"The great bugaboo seems to be the Supreme Bench," continued Mr. Turrill. "Two members have lived in Washington and one was there in the diplomatic service and one knows something about law."

"We are not sure that the election of the Boards will be legal. That is the point we are trying to solve," said Mr. Cooper.

At this point the bugle and drum corps of the National Guard, complained of last week, began its din in the vicinity of the capitol and drowned out further discussions. Mr. Watson moved that "the clerk be instructed to go out and quell the riot." The suggestion was acted on and clerk Avery soon had a silence about the building as deep as the grave.

In response to a question by Mr. Stewart as to whether Mr. Turrill was before the commission representing any political party. Mr. Turrill replied, "I am here as an individual and as a Democrat. I don't see why we should be afraid of the advance sheets of the Supreme Court's decision."

Mr. Stewart replied that he believed the Supreme Court would decide the question without regard to political or governmental policy. "As no one can foresee what the Court may do in this matter it behooves us to move conservatively in the drafting of a County Act. We do not wish to be put in the position of making a vital mistake and having the whole Act nullified. We don't want to avoid Scylla and go to pieces on Charybdis, or avoid Charybdis and be wrecked on Scylla."

"Oh, that is all very flowery," retorted Mr. Turrill, "but I will put my language plain. You want to ride two horses between Scylla and Charybdis--"

and there there were more smiles. "That's what I admire about Lorin Thurston. He stands out in the open

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and lets everybody know he is against county government, and doesn't ride two horses. This is up to the Governor. Which one? The one 'we don't care if he never comes back,' or the other one.

Mr. Stewart: "Assuming that it is possible for the Supreme Court to hold that the Governor has the exclusive right of appointment of county boards, would you advise us, as a Commission to go ahead with a provision in the Act to have the people elect these boards, and in that way have the entire county act nullified?"

Mr. Turrill: "Yes, because I would stand by what I considered right. Shoot another question, gentlemen."

"I have no other question," said Mr. Stewart.

"I am here to make no flowery speech--shoot another question," and this was the burden of Mr. Turrill's concluding sentences.

the commissioners did not wish to stultify themselves by sending in a haphazard act to the legislature. He said it was sure, anyway, to be shot full of holes, and therefore they did not wish to turn over anything that might be doubtful.

Several members thought that the act proposed could be passed by the Legislature to go into effect, say in July of 1905 instead of January 1, 1906, and in the interval between its assumed approval by the Governor and the date of its going into effect the Supreme Court could decide which form was legal--elective or appointive--and the county government could be put into action without delay.

Mr. Watson stated that he was giving some thought to Emmeluth's former suggestion to divide Oahu into two counties--Honolulu city as one county and the rest of the island as another county.

The meeting then adjourned until Tuesday next when the Commission will begin active work on the act proper, with the suggestions already in hand.